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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 PEDRO DURAN,

15 Defendant.
16

CASE NO. 1:20-CR-00096-JLT-SKO

PRELIMINARY ORDER OF
FORFEITURE

17 Based upon the plea agreement entered into between the United States of America and defendant
18 Pedro Duran, it is hereby ORDERED, ADJUDGED, AND DECREED as follows:

19 1. Pursuant to 21 U.S.C. § 853(a), defendant Pedro Duran's interest in the following property
20 shall be condemned and forfeited to the United States of America, to be disposed of according to law:

21 a. Approximately \$6,950.00 of the \$8,800.00 in U.S. Currency.

22 2. The above-listed property constitutes or is derived from proceeds obtained, directly or
23 indirectly, as a result of a violation of 21 U.S.C. § 841(a)(1), and was property used, or intended to be
24 used, in any manner or part, to commit, or to facilitate the commission of such violation.

25 3. Pursuant to Rule 32.2(b), the Attorney General (or a designee) shall be authorized to seize
26 the above-listed property. The aforementioned property shall be seized and held by the U.S. Marshals
27 Service, in its secure custody and control.

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1 4. a. Pursuant to 21 U.S.C. § 853(n) and Local Rule 171, the United States shall publish
2 notice of the order of forfeiture. Notice of this Order and notice of the Attorney General's (or designee's)
3 intent to dispose of the property in such manner as the Attorney General may direct shall be posted for at
4 least thirty (30) consecutive days on the official internet government forfeiture site www.forfeiture.gov.
5 The United States may also, to the extent practicable, provide direct written notice to any person known
6 to have alleged an interest in the property that is the subject of the order of forfeiture as a substitute for
7 published notice as to those persons so notified.

8 b. This notice shall state that any person, other than the defendant, asserting a legal
9 interest in the above-listed property, must file a petition with the Court within sixty (60) days from the
10 first day of publication of the Notice of Forfeiture posted on the official government forfeiture site, or
11 within thirty (30) days from receipt of direct written notice, whichever is earlier.

12 5. If a petition is timely filed, upon adjudication of all third-party interests, if any, this Court
13 will enter a Final Order of Forfeiture pursuant to 21 U.S.C. § 853(a), in which all interests will be
14 addressed.

15 6. Within sixty (60) days from entry of a Final Order of Forfeiture forfeiting the above-listed
16 property, the U.S. Marshals Service shall return \$1,850.00 of the \$8,800.00 in U.S. Currency to
17 defendant Pedro Duran and Sylvia Cisneros, through attorney Anthony P. Capozzi.

18 IT IS SO ORDERED.

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20 Dated: May 18, 2023


UNITED STATES DISTRICT JUDGE